ENROLLED

HOUSE BILL No. 395

(By Mr. Morton)

PASSED March 15, 1937

In Effect from Passage
ENROLLED

House Bill No. 395
(By Mr. Morton)

[Passed March 12, 1937; in effect from passage.]

AN ACT providing financial relief for the county court of Webster County; enabling such court to lay a larger levy than the limits now prescribed for levies by county courts for current purposes in order to maintain the basic and indispensable functions of said county; prescribing further limits for such current county levy; finding as a matter of fact that such county cannot maintain the basic and indispensable functions of government within present limitations for current levies on the various classes of property; prescribing the method whereby such additional levies may be made, and authorizing the laying of the same and prescribing further maximum limits on the various classes of property for the laying of such county levy for current purposes.
Be it enacted by the Legislature of West Virginia:

Section 1. Purpose of Act. It is hereby found and ascertained as a matter of fact that the county court of Webster County has been compelled to levy the maximum present authorized levy for current purposes on all classes of property in the fiscal year commencing on the first day of July, one thousand nine hundred thirty-three, the first day of July, one thousand nine hundred thirty-four, and the first day of July, one thousand nine hundred thirty-five, in order to maintain the basic and indispensable functions of government for which county courts have prior to such years imposed the levies; and has further been compelled to overdraw upon the general county fund of said county for which such levy was made, in order to maintain such basic and indispensable functions of government.

Sec. 2. Finding of Facts by County Court; Publication.

The said county court of Webster County is therefore hereby authorized and empowered on or before the thirtieth day of June, one thousand nine hundred thirty-seven, to ascertain and find as a matter of fact the total amount of such overdrafts for each of said three fiscal years, and in such
case the court shall further find by as accurate an estimate as can reasonably be made under the circumstances, the probable amount of overdraft for the fiscal year beginning the first day of July, one thousand nine hundred thirty-six; and such court shall also at such time further find the probable amount of additional funds required yearly for the proper carrying into effect of the recently enacted legislation known as the 'Public Assistance Act'; and the court at such time shall also further find as a matter of fact that the minimum amount of levy for current county purposes, including the retirement of such overdraft during the three succeeding fiscal years, and the additional amount necessary for the proper carrying into effect of such 'Public Assistance Act', shall be required in the future for the maintenance of the basic and indispensable functions of government; which findings shall be entered of record by said court and a copy of which findings shall be posted at the front door of said courthouse of said county within three days after the date thereof.

Sec. 3. County Court Authorized to Lay Levy. Said county court of Webster County shall, at its session on the first Tues-
day in August of each fiscal year thereafter, change and 
correct such finding of fact if they ascertain that the same 
needs to be corrected in order to accord with facts at such 
time ascertained and existing; and such court is hereby au-
thorized and empowered at such session to lay a levy for 
current county purposes in the manner now provided by law. 
And said court is hereby further authorized and empowered 
at such session to lay an additional levy for current county 
purposes, to be known as "additional county levy", which 
additional county levy shall be supplemental to the county 
current levy and the sum of the two levies shall not exceed 
the respective amounts ascertained by such finding of fact 
for the respective classes of property: Provided, however, 
That in no case shall the sum of both levies on class I prop-
erty exceed eleven and twenty-five one-hundredths; on class 
II property exceed twenty-two and five-tenths cents; and on 
classes III and IV property exceed forty-five cents. 
The relief provided for in this act shall be cumulative, and 
nothing in this act shall repeal any law now existing with 
respect to laying and collecting tax levies.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originated in the

Takes effect

passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker House of Delegates

The within

this the

day of

, 1937.

Governor.
I certify that the foregoing act, having been presented to the Governor for his approval, and not having been returned by him to the House of the Legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

This the [illegible] day of [illegible].

193[illegible]

[Signature]

SECRETARY OF STATE